

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Brian Edward Beckwith**
Docket No. **278608**
L.C. No. **05-004049-FH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal is **DISMISSED** for lack of jurisdiction because the judgment of sentence was not a final order at the time that the claim was filed. If an appellant files a motion for resentencing within 42 days of the entry of a final order, the finality of the order is suspended until the trial court denies that motion and enters an order. An appeal as of right may then be claimed from the final order within 42 days after entry of the order denying the motion. See MCR 7.204(A)(2)(d). A claim of appeal that is filed before the entry of the denial order is a premature claim.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG 30 2007
Date

Sandra Schultz Mengel
Chief Clerk